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5 Attorney for Defendant
 6 National Medical Services, Inc., D/B/A NMS Labs

7
 8 IN THE UNITED STATES DISTRICT COURT
 9 FOR THE NORTHERN DISTRICT OF CALIFORNIA

10 JOANNE ELIZABETH CLEVELAND,
 11 CYNTHIA DANIELS, LAURA FIJISAWA,
 12 CAROLINE HOWE, AND TRACY MOORE

13 Plaintiff,

14 vs.

15 COMPASS VISION, INC., NATIONAL
 16 MEDICAL SERIVCES, INC., D/B/A NMS
 17 LAB'S

18 Defendants.

19 AND RELATED CASE

20 DEBORAH WILSON,

21 Plaintiff,

22 vs.

23 COMPASS VISION, INC., NATIONAL
 24 MEDICAL SERIVCES, INC., D/B/A NMS
 25 LAB'S

26 Defendants.

Case No. 3:07cv05642 BZ

**NATIONAL MEDICAL SERVICES,
 INC., D/B/A NMS LAB'S REQUEST TO
 APPEAR TELEPHONICALLY AT
 FURTHER CASE MANAGEMENT
 CONFERENCE**

Date: September 15, 2008

Time: 3:00 p.m.

Dept.: G 15th Floor

Judge: Hon. Bernard Zimmerman

Case No. 3:07cv03431 BZ

27 TO THE COURT, ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

28 National Medical Services, Inc., d/b/a NMS Labs' (NMS) Counsel respectfully requests
 29 the Court's permission to appear telephonically at the Further Case Management Conference
 scheduled for September 15, 2008, at 3:00 p.m.

CASE NO.: 3:07cv05642 BZ

**NATIONAL MEDICAL SERVICES, INC., D/B/A NMS LAB'S REQUEST TO APPEAR
 TELEPHONICALLY AT FURTHER CASE MANAGEMENT CONFERENCE**

1 NMS' counsel can effectively participate in the Further Case Management Conference
2 by telephone and no party will suffer prejudice or inconvenience as a result of such telephonic
3 appearance. It should be noted that NMS' counsel appeared at the previously scheduled Case
4 Management Conference by telephone.

5 DATED: September 5, 2008

6 LAW OFFICES OF SAMUEL G. GRADER

7
8 By /S/ Christian Green

9 Christian Green

10 Attorneys for Defendant

11 National Medical Services, Inc., D/B/A NMS Labs
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CASE NO.: 3:07cv05642 BZ

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4 IN THE UNITED STATES DISTRICT COURT
5 FOR THE NORTHERN DISTRICT OF CALIFORNIA
6
7 SAN FRANCISCO DIVISION

8 JOANNE ELIZABETH CLEVELAND,
9 CYNTHIA DANIELS, LAURA FIJISAWA,
10 CAROLINE HOWE, AND TRACY MOORE

11 Plaintiff,

12 vs.

13 COMPASS VISION, INC., NATIONAL
14 MEDICAL SERVICES, INC., D/B/A NMS
15 LAB'S

16 Defendants.

17 AND RELATED CASE

18 DEBORAH WILSON,

19 Plaintiff,

20 vs.

21 COMPASS VISION, INC., NATIONAL
22 MEDICAL SERVICES, INC., D/B/A NMS
23 LAB'S

24 Defendants.

Case No. 3:07cv05642 BZ

~~(PROPOSED)~~ ORDER TO APPEAR
TELEPHONICALLY AT THE FURTHER
CASE MANAGEMENT CONFERENCE

Date: September 15, 2008

Time: 3:00 p.m.

Dept.: G 15th Floor

Judge: Hon. Bernard Zimmerman


Case No.: 3:07cv0431 BZ

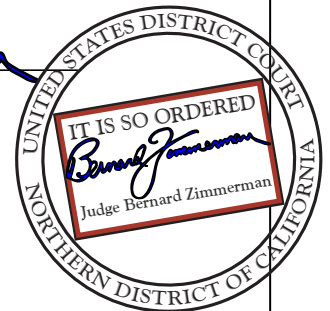
25 HAVING CONSIDERED Defendant's, National Medical Services, Inc., d/b/a NMS LAB'S
26 Request to Appear Telephonically at Further Case Management Conference and good cause appearing.

27 IT IS HEREBY ORDERED that Defendant, National Medical Services, Inc., d/b/a NMS
28 LAB'S shall appear telephonically at the Further Joint Case Management Conference on September
29 15, 2008, at 3:00 p.m. Defendant, National Medical Service, Inc., d/b/a NMS LAB'S ~~shall dial into~~
the conference at the following telephone number _____.

Counsel shall contact CourtCall, telephone court appearances at 1-888-882-6878, and make
arrangements for the telephonic conference call.

Dated: Sept. 8, 2008


Judge of the District Court



CASE NO.: 3:07cv0431 BZ

1 **CERTIFICATE OF SERVICE**

2 Matter: Cleveland v. Compass Vision, Inc.
3 United States District Court, Northern District Case No.: 3:07-cv-5642 BZ

4 I am a citizen of the United States, over the age of 18 years, and not a party to or
5 interested in the within entitled cause. I am an employee of the Law Offices of Samuel G.
6 Grader and my business address is 1860 Howe Avenue, Suite 350, Sacramento, California
95825. On this date, I served the following documents:

7 **Defendant NMS LABS’ Request to Appear Telephonically at the Further**
8 **Case Management Conference and Proposed Order**

9 _____ by placing a copy thereof enclosed in a sealed envelope with postage thereon fully
10 prepaid. I am readily familiar with our firm's practice for the collection and processing of
11 correspondence for mailing with the United States Postal Service and that said
12 correspondence is deposited with the United States Postal Service at Sacramento,
California, on the same day in the ordinary course of business. Said correspondence was
addressed as set forth below.

13 XX by having a true copy of the documents listed above transmitted via email to the names,
14 addresses via the US District Court, Northern District website.

15 _____ by causing personal delivery of a copy thereof to the person or the office of the person at
the address listed below.

<p>Attorney for Plaintiff Steven S. Kane The Kane Law Firm 402 West Broadway, Suite 400 San Diego, CA 92101 Tel: 619-446-5680 Fax: skane@thekanelawfirm.com</p>	<p>Attorney for Defendant Compass Vision, Inc. Catherine A. Salah Gordon & Rees LLP 275 Batter Street, Suite 2000 San Francisco, CA 94111 Tx: 415-986-5900 Fx: 415-986-8054 Email: csalah@gordonrees.com</p>
<p>Norman Perlberger Eliot Lewis Pomerantz Perlberger & Lewis 700 Stephen Girard Bldg Philadelphia, PA 19107 Tel: 215-569-8866 Perlberglaw@aol.com ehlewis@ppl-law.com</p>	

26 I declare under penalty of perjury under the laws of the State of California that the
foregoing is true and correct. Executed on September 8, 2008, at Sacramento, California.

27 /S/Deborah J. Weidle
28 Deborah J. Weidle